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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION
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12 NATHANIEL BASOLA SOBAYO, et al.,)
13 Plaintiffs,)
14 v.)
15 CHASE HOME FINANCE, et al.,)
16 Defendants.)
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Case No.: C 09-0615 PVT

**ORDER SETTING DEADLINE FOR
PLAINTIFFS TO EACH FILE EITHER A
“CONSENT TO PROCEED BEFORE A
UNITED STATES MAGISTRATE JUDGE,” OR
ELSE A “DECLINATION TO PROCEED
BEFORE A UNITED STATES MAGISTRATE
JUDGE AND REQUEST FOR
REASSIGNMENT”**

18 On February 26, 2009, Defendant Chase Home Finance (“Defendant”) filed a motion to
19 dismiss.¹ Pursuant to Civil Local Rule 73-1(a)(2), no later than five court days after that motion was
20 filed each party who has appeared was required to file either a written consent to the jurisdiction of
21 the Magistrate Judge, or request reassignment to a District Judge. Defendant already filed a consent
22 form. Plaintiffs have not yet filed either a written consent to the jurisdiction of the Magistrate Judge,
23 or request reassignment to a District Judge.² Therefore, based on the file herein,

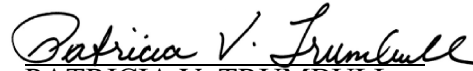
24 IT IS HEREBY ORDERED that no later than April 7, 2009, Plaintiffs shall each file either a
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26 ¹ The holding of this court is limited to the facts and the particular circumstances
27 underlying the present motion.

28 ² Magistrate Judges have authority to hear dispositive motions, such as Defendant’s motion
to dismiss, only in cases where all parties who have appeared have consented to Magistrate Judge
jurisdiction. *See* 28 U.S.C. § 636(c)(1).

1 “Consent to Proceed Before a United States Magistrate Judge,” or else a “Declination to Proceed
2 Before a United States Magistrate Judge and Request for Reassignment.” Both forms are available
3 from the clerk of the court, or from the Forms (Civil) section of the court’s website at
4 www.cand.uscourts.gov.

5 Dated: 3/19/09

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7 PATRICIA V. TRUMBULL
8 United States Magistrate Judge
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Counsel automatically notified of this filing via the court's Electronic Case Filing system.

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/s/ Donna Kirchner *for*
CORINNE LEW
Courtroom Deputy